

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Schell et al.

Group Art Unit: 1754

Serial No.: 10/650,893

Examiner: Wayne A. Langel

Filed: August 28, 2003

For: POWDER METAL HYDRIDE HYDROGEN

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Attorney Docket No.: 706716US1

JUL 18 2006

INFORMATION DISCLOSURE STATEMENT**OFFICE OF PETITIONS**

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CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR 1.8)

Date of transmission: July 18, 2006 I hereby certify that this IDS is being facsimile transmitted to MS 313(c) of the United States Patent and Trademark Office at fax number 571-273-0025 on the date indicated above.

Teresa L. Tomayko

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Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and § 1.97-1.98, the references listed and identified on the attached Form PTO/SB08A are being submitted herewith for consideration by the Examiner.

This Statement is being filed in accordance with 37 C.F.R. § 1.97(b), i.e., before the mailing date of a first Office Action after the filing of a Request For Continued Examination under 37 C.F.R. § 1.114. Thus, no additional fees or certification are required in connection with this statement. A copy of a foreign search report citing the listed references in a foreign counterpart application is also enclosed.

While this Statement is being filed in compliance with the duty of disclosure, citation of the attached references is not to be construed as an admission that any of the reference(s) are "material" as defined under 37 C.F.R. § 1.56(b).

Because the present application was/is being filed after June 30, 2003, no copies of the U.S. patents or U.S. patent application publications which are listed on the attached Form 1449 are enclosed pursuant to the waiver of 37 C.F.R. § 1.98(a)(2)(i). Any foreign patent documents or non-patent literature listed on the attached Form PTO/SB08A are enclosed herewith.

Consideration and entry into the record of these references is respectfully requested.

Respectfully submitted,

By: 
Ralph E. Smith
Reg. No. 35,474

Date: July 18, 2006

Approved for use through 07/31/2006. OMB 0851-0031

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Substitute for form 1449/PTO

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OFFICE OF PETITIONS

Application Number	10/650,893
Filing Date	August 28, 2003
First Named Inventor	Andreas Schell
Art Unit	1754
Examiner Name	Wayne A. Lange
Attorney Docket Number	706716US1

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ² Number ³ Kind Code ⁴ (if known)				
	3	WO 03084866 A2	10-16-2003	Millennium Cell, Inc.		
	4	EP 1170249 A1	01-09-2002	Toyota Jidosha Kabushiki		
	5	JP 54127891 A	10-04-1979	Fuji Electric Co Ltd		
	6	WO 2004018352 A1	03-04-2004	Millenium Cell, Inc.		
	7	GB 792017 A	03-19-1958	Dieter Goerrig		

Examiner
Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinda Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.87 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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